



MAIL STOP RCE
Attorney Docket No. 24826

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

DIETRICH, et al.

Serial No.: 09/980492

Art Unit: 1615

Filed: December 4, 2001

Examiner: SHEIKH, H.

For: NOVEL PREPARATION AND ADMINISTRATION FORM COMPRISING AN
ACID-LABILE ACTIVE COMPOUND

REQUEST FOR

CONTINUED EXAMINATION (RCE)

TRANSMITTAL

Commissioner for Patents
Box RCE
Washington, D.C. 20231

Application No. 09/980,492
Filing Date: December 4, 2001
Title: NOVEL PREPARATION AND ADMINISTRATION
FORM COMPRISING AN ACID-LABILE ACTIVE
COMPOUND
Inventors: DIETRICH, et al.
Group Art Unit: 1615
Examiner: SHEIKH, Humera
Atty Docket No.: 24826

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application and Provisional Application Practice, Final Rule 65 Fed.Reg. 50092 9Aug. 16, 2000; Interim Rule, 65 Fed. Reg. 14865 (mar. 20, 2000), 1233 Off.Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice

1.1. Submission required under 37 C.F.F. § 1.114

- a. Previously submitted
1. Consider the amendments(s)/reply under 37 C.F.R.§
1.116 previously filed on _____.
- ii. Consider the arguments in the Appeal Brief or
Reply Brief previously filed on _____.
2. Other_____.
2. X Enclosed
1. X Amendment/Reply
2. Affidavit(s)/Declaration(s)
3. Information Disclosure Statement (IDS)
4. Other _____

2. Miscellaneous

- a. _____ Suspension of action on the above-identified application
is requested under 37 C.F.R. § 1.103(c) for a period of
_____ months. (Period of suspension shall not exceed 3 months;
Fee under 37 C.F.R. § 1.17(i) **required**)
- b. _____ Other _____

3. Fees

(The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed)

1. X The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Acct. No. 14-0112
- i. X RCE fee of \$ 750.00 required under 37 C.F.R. § 1.17 (e) is enclosed.
- ii. _____ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. _____ Other _____ .

Respectfully submitted,

NATH & ASSOCIATES PLLC

Date: September 30, 2003
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